

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 514**

Introduced by Craighead, 6.

Read first time January 21, 2015

Committee: Government, Military and Veterans Affairs

- 1 A BILL FOR AN ACT relating to elections; to amend section 32-942, Revised
- 2 Statutes Cumulative Supplement, 2014; to change provisions relating
- 3 to registering to vote and requesting a ballot for early voting at
- 4 the same time; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 32-942, Revised Statutes Cumulative Supplement,  
2 2014, is amended to read:

3 32-942 (1) Except as otherwise provided in subsection (2) of this  
4 section, a registered voter of this state who anticipates being absent  
5 from the county of his or her residence on the day of any election may  
6 appear in person before the election commissioner or county clerk not  
7 more than thirty days prior to the day of election and obtain his or her  
8 ballot. The registered voter shall vote the ballot in the office of the  
9 election commissioner or county clerk or shall return the ballot to the  
10 office not later than the closing of the polls on the day of the  
11 election. A registered voter who is present in the county on the day of  
12 the election and who chooses to vote on the day of the election shall  
13 vote at the polling place assigned to the precinct in which he or she  
14 resides unless he or she is returning a ballot for early voting or voting  
15 pursuant to section 32-943.

16 (2) If a person registers to vote and requests a ballot at the same  
17 time under this section, he or she shall (a)(i) present one of the  
18 address confirmation documents as prescribed in subdivision (1)(a) of  
19 section 32-318.01, (ii) present proof that he or she is a member of the  
20 armed forces of the United States who by reason of active duty has been  
21 absent from his or her place of residence where the member is otherwise  
22 eligible to vote, is a member of the United States Merchant Marine who by  
23 reason of service has been away from his or her place of residence where  
24 the member is otherwise eligible to vote, is a spouse or dependent of a  
25 member of the armed forces of the United States or United States Merchant  
26 Marine who has been absent from his or her place of residence due to the  
27 service of that member, or resides outside the United States and but for  
28 such residence would be qualified to vote in the state if the state was  
29 the last place in which the person was domiciled before leaving the  
30 United States, or (iii) state that he or she is elderly or handicapped  
31 and has requested to vote by alternative means other than by casting a

1 ballot at his or her polling place on election day or (b) vote a ballot  
2 which is placed in an envelope with the voter's name and address and  
3 other necessary identifying information and kept securely for counting as  
4 provided in this subsection. This subsection does not extend the deadline  
5 for voter registration specified in section 32-302. A ballot cast  
6 pursuant to subdivision (b) of this subsection shall be rejected and  
7 shall not be counted if the acknowledgment of registration sent to the  
8 registrant pursuant to section 32-322 is returned as undeliverable for a  
9 reason other than clerical error within ten days after it is mailed,  
10 otherwise after such ten-day period, the ballot shall be counted.

11 (3) This section applies only to a person who appears in person to  
12 obtain a ballot as provided in subsection (1) of this section and does  
13 not apply to a ballot mailed to a voter pursuant to section 32-945.

14 Sec. 2. Original section 32-942, Revised Statutes Cumulative  
15 Supplement, 2014, is repealed.